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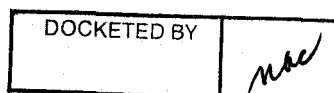
February 19, 2003

AZ CORP COMMISSION  
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Arizona Corporation Commission

DOCKETED

FEB 19 2003

Lance Steinhart  
Lance J.M. Steinhart, P.C.  
1720 Windward Concourse, Suite 250  
Alpharetta, GeorgiaRE: Staff's Letter of Sufficiency and First Set of Data Requests to Exergy Group, LLC. Docket No.  
T-04165A-03-0094

Dear Mr. Steinhart:

On February 14, 2003 Exergy Group, LLC ("Exergy") filed an application for a CC&N to provide telecommunication services in the State of Arizona. The application is not sufficient. This data request lists the information Staff needs to complete its analysis of your application. Please treat this, as Staff's first set of data requests to Exergy in the above-referenced matter.

For purposes of this data request set, the words "Exergy", "Applicant", "the Company", "you", and "your" refer to Exergy Group, LLC and any representative, including every person and/or entity acting with, under the control of, or on behalf of Exergy Group, LLC. For each answer, please identify by name, title, and address each person providing information that forms the basis for the response provided.

These data requests are continuing, and your answers or any documents supplied in response to these data requests should be supplemented with any additional information or documents that come to your attention after you have provided your initial responses.

Please provide Docket Control with the information being requested within **60 days** of the date of this letter. Mail an original plus 16 copies to Docket Control, Arizona Corporation Commission, 1200 W. Washington Street, Phoenix, AZ 85007-2927. If no response is received, Staff will recommend that the application be terminated. If the application is terminated, the Applicant cannot provide the same telecommunications services in Arizona for which it is currently applying, until such time as a new application is filed with and approved by the Commission.

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Remember that information submitted for a CC&N will be made a part of the public record (including financial statements). Any information designated as confidential will not be accepted by Docket Control. If you have any questions, please contact me at (602) 364-0235. Thank you for your prompt response to this request.

Respectfully,



Adam Lebrecht  
Executive Consultant I  
Utilities Division

Enclosure(s)

CC: Docket Control Center (Original and Sixteen Copies)

STAFF'S FIRST SET OF DATA REQUESTS TO  
EXERGY GROUP, LLC  
DOCKET NO. T-04165-03-0094

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Please make sure each numbered item and each part of the item is answered completely. In order for Staff to continue with its review of this application, the following information must be submitted:

1. Submit copies of affidavits of publication that the Applicant has, as required, published legal notice of the Application in all counties where authority to provide service is requested. Refer to item (A-16) on the new CC& N application form.
2. Please submit a balance sheet detailing Exergy's assets, equity and net income. Please specify the timeframe of the balance sheet as well.
3. Please indicate the current value of all assets located in Arizona.